

To: Honorable Judge Joseph J. Farnan, Jr.

From: Richard E. Shockley, Jr.

RE: Case number: 1:06-cv-126 (JJF)

Date: 3-10-06

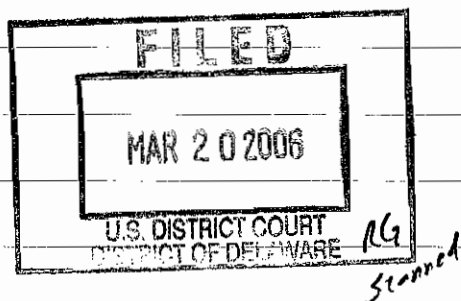
Sir I received the enclosed write up for sending Officer Phylis Calhoun a copy of the preliminary injunction as court rules require. Officer Calhoun is a defendant in the above mentioned case.

The SOP's mentioned are the rules of conduct which state that correctional officers are not allowed to threaten inmates, or break confidentiality.

As a result all of my legal papers regarding this complaint were confiscated.

Sir I now have none of my complaint to use for reference. I can not afford to buy a copy from the court.

Sir I just want the court to be aware of what is going on.



Thank you
Richard E. Shockley, Jr.
D.C.C.

Smyrna, De. 19977

Disciplinary#
023551

DCC Delaware Correctional Center
Smyrna Landing Road
SMYRNA DE, 19977
Phone No. 302-653-9261

Date: 03/08/2006

DISCIPLINARY REPORT

Disciplinary Type: Class1

Housing Unit Bldg W1

IR#: 1030432

SBI#	Inmate Name	Inst. Name	Location Of Incident	Date	Time
00166400	Shockley, Richard E J	DCC	Bldg.12 Search Area	02/28/2006	07:30

Violations: 2.06/200.108 Failing to Obey an Order, 2.13/200.111 Possession of Non-Dangerous Contraband

Witnesses: 1. N/A

2. N/A

3. N/A

Description of Alleged Violation(s)

On 2/28/2006 At Aprox 0730 Hours , I C/O Phylis Calhoun Was Checking In For Work And Looked In The Mail Folder At Which Time I Pulled Out A Large White Envelope With My Name On It. The Envelope And Mail Inside Was From Schockley, Richard # 00166400 And One Paper From Roth, Richard Sr #223459. Inmates Are Not Allowed To Send Mail Through The Mail Room For Officers. The Paperwork Says I Am Being Sued Along With Several Other Employees. Included In The Paperwork Are Copys Of Sop Number 8.9 Pages 1 Through 6 .

Reporting Officer: Calhoun, Phylis G (Correctional Officer)

Immediate Action Taken

Immediate action taken by: Calhoun, Phylis G -Correctional Officer

Mab

Offender Disposition Details

Disposition: N/A

Date: N/A

Time: N/A

Cell secured? No

Reason: N/A

Disposition Of Evidence: N/A

Approval Information

Approved: ☒ Disapproved: ☐ Approved By: Simon, Joseph S (Staff Lt./Lt)

Comments: N/A

Shift Supervisor Details

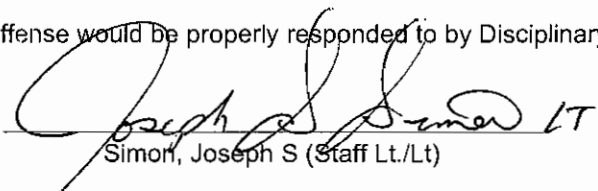
Date Received: 03/08/2006

Time: 13:28

Received From: Simon, Joseph S

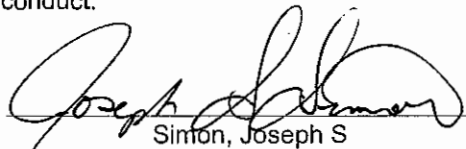
Shift Supervisor Determination:

- ☐ Upon reviewing this Disciplinary Report, I conclude that the offense may be properly responded to by an immediate revocation of the following privileges(see reverse side) for _____ hours not to exceed 24 hours)
- ☒ Upon reviewing this Disciplinary Report, I conclude that the offense would be properly responded to by Disciplinary Hearing.


Simon, Joseph S (Staff Lt./Lt)

I have received a copy of this notice on DATE: 3-8-06 TIME: 1345 and have been informed of my rights to have a hearing and to present evidence on my own behalf. I understand, if found guilty, I will be subject to imposition of sanctions outlined in the Rules of conduct.

Preliminary Hearing
Officer:


Simon, Joseph S

Offender:

Shockley, Richard E J

03/08/2006
923551

DCC Delaware Correctional Center
Smyrna Landing Road
SMYRNA DE, 19977
Phone#: 302-653-9261

Date: 03/08/2006

NOTICE OF DISCIPLINARY HEARING - FOR MINOR/MAJOR OFFENSE

INMATE RIGHTS IN THE DISCIPLINARY PROCESS

MINOR OFFENSE :

Right to Remain Silent: If you are charged criminally based upon the same facts giving rise to the disciplinary process, you have the right to remain silent at the Disciplinary Hearing. If you choose to remain silent, your silence will not be considered against you at the Disciplinary Hearing. In all other circumstances, silence at the Disciplinary Hearing may be considered against you.

Presence: You have the right to be present at all phases of the hearing, except that you may be excluded during the Hearing Officer's deliberations and at any time your behavior becomes disruptive to the proceedings. Reason for such exclusions shall be stated in writing.

03/08/2006
023551

DCC Delaware Correctional Center

Date: 03/08/2006

Smyrna Landing Road

SMYRNA DE, 19977

Phone#: 302-653-9261

NOTICE OF DISCIPLINARY HEARING - FOR MINOR/MAJOR OFFENSE

TO: Inmate: Shockley, Richard E J

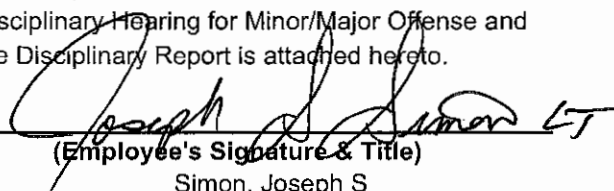
SBI#: 00166400

Housing Unit: Bldg W1

1. You will be scheduled to appear before the Hearing Office to answer charges pending against you. (Staff are to explain the charges as listed on the 122.)
2. At that time, a hearing will be held to determine whether you violated Institutional Rule(s) as alleged in the attached Disciplinary Report.
How do you plead ? ☐ Guilty ☒ Not Guilty
3. A "Minor Offense" is a rule violation in which the extent of the sanction to be imposed shall be restricted to:
 - a. Written Reprimand
 - b. Loss of one or more privileges for a period of time of more than 24 hours but not to exceed 15 days.
4. A "Major Offense" is a rule violation in which the extent of the sanction to be imposed shall be restricted to:
 - a. Loss of one or more privileges for a period of time not to exceed 90 days.
 - b. Confinement to assigned quarters for a period of time not to exceed 90 days.
 - c. Isolation confinement for a period of time not to exceed 90 days.
 - d. Loss of good time for a period of time not to exceed 90 days.(Forfeiture of accumulated good time shall be subject to the approval of the Commissioner or his designee.)
5. You have the right in the disciplinary process as stated on the lower and back of this page.
These have been fully explained to you at the time of this notification.
6. Counsel requested No Name of Counsel:
7. Confront accuser? Yes
8. Witness requested? Yes Name of Witness: Raboin, Angela SGT

I certify that on 03/08/2006 at 13:28 , I
served upon the above inmate this notice of
Disciplinary Hearing for Minor/Major Offense and
the Disciplinary Report is attached hereto.

I have received copies of 122 & 127 and
understand my rights as Form # 127 has
been read to me


(Employee's Signature & Title)
Simon, Joseph S

(Inmate's Signature)
Shockley, Richard E J

1/M Richard E. Sheckley Jr.
SBI# 166400 UNIT W

DELAWARE CORRECTIONAL CENTER
1181 PADDOCK ROAD
SMYRNA, DELAWARE 19977

U.S. District Court

844 N. King St.

Lock Box 18

Wilmington, DE.

19801

MAiled
3/16/2006